

DICKINSON WRIGHT PLLC

Justin J. Bustos, Nevada Bar No. 10320

Email: JBustos@dickinsonwright.com

100 West Liberty Street, Suite 940

Reno, Nevada 89501-1991

Tel: (775) 343-7500

Fax: (844) 670-6009

Gabriel A. Blumberg, Nevada Bar No. 12332

Email: GBlumberg@dickinsonwright.com

3883 Howard Hughes Parkway, Suite 800

Las Vegas, NV 89169

Tel: (702) 550-4400

Fax: (844) 670-6009

COOLEY LLP

Sarah Lightdale (pro hac vice)

Kaitland Kennelly (pro hac vice)

Amanda Liverzani (pro hac vice)

Email: slightdale@cooley.com

Email: kkennelly@cooley.com

Email: aliverzani@cooley.com

55 Hudson Yards

New York, NY 10001

Tel: (212) 479-6000

Fax: (212) 479-6275

Alexandra Rex Mayhugh (pro hac vice)

Email: amayhugh@cooley.com

Wells Fargo Center, South Tower

355 South Grand Avenue, Suite 900

Los Angeles, CA 90071

Tel: (213) 561-3250

Fax: (213) 561-3244

Attorneys for Plaintiff Mind Medicine (MindMed), Inc.

UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEVADA

MIND MEDICINE (MINDMED) INC., a
British Columbia Corporation,

Plaintiff,

v.

SCOTT FREEMAN, an individual and FCM
MM HOLDINGS, LLC a Wyoming Limited
Liability Company,

Defendants.

Case No. 2:23-cv-01354-RFB-VCF

**STIPULATION TO EXTEND BRIEFING
SCHEDULE ON DEFENDANT SCOTT
FREEMAN'S MOTION TO
CONSOLIDATE CASES UNDER FRCP
42(a) AND LR 42-1(b) [ECF NO. 68]**

(Second Request)

1 Plaintiff Mind Medicine (MindMed) Inc. (“MindMed”) and Defendant Scott Freeman, by
2 and through their respective counsel of record, stipulate and agree as follows:

3 1. On October 20, 2023, Scott Freeman filed his Motion to Consolidate Cases Under
4 FRCP 42(a) And LR 42-1(b) (ECF No. 68) (the “Motion”). The Motion seeks to consolidate this
5 case with *Freeman v. Hurst, et al.*, Case No. 2:22-cv-01433-RFB-VCF (hereinafter *Hurst*).

6 2. On November 3, 2023, this Court entered an Order (ECF No. 89) on the parties’
7 stipulation and set the briefing schedule on the Motion as follows:

8 a. MindMed’s opposition brief is currently due on or before December 5, 2023;

9 b. Dr. Freeman’s reply brief is currently due on or before January 10, 2024.

10 3. On November 15, 2023, this case was reassigned to Judge Boulware (ECF No. 97).
11 On November 16, 2023, MindMed filed a notice of intent to oppose Dr. Freeman’s Motion to
12 Consolidate in order to inform Judge Boulware that it intended to oppose the motion pursuant to
13 the above briefing schedule (ECF No. 99).

14 4. In *Hurst*, Dr. Freeman’s deadline to file a Second Amended Complaint is December
15 6, 2023. The deadline for the defendants in *Hurst* to respond to the motion to consolidate is
16 December 20, 2023.

17 5. In light of the deadlines set in *Hurst*, the parties agree that the briefing schedule on
18 the Motion to Consolidate (ECF No. 68) in the present action should be extended as follows:

19 a. MindMed’s opposition to the Motion shall be filed on or before December 13,
20 2023.

21 b. Dr. Freeman’s reply brief shall be filed on or before January 18, 2023.

22 6. The parties respectfully submit that this briefing schedule is warranted in order to
23 allow MindMed to review the Second Amended Complaint in *Hurst* and for the parties to fully
24 brief the issues raised in the Motion to Consolidate (ECF No. 68).

25 ///

26 ///

27 ///

28 ///

7. This is the second request for an extension of time of the briefing schedule with respect to ECF No. 68. This stipulation is made in good faith for the reasons outlined above and not for the purpose of delay.

DATED this 1st day of December, 2023.

DICKINSON WRIGHT PLLC

/s/ Justin J. Bustos

JUSTIN J. BUSTOS

Nevada Bar No. 10320

jbustos@dickinsonwright.com

100 W. Liberty Street, Suite 940

Reno, Nevada 89501

Tel.: (775) 343-7503

Fax: (844) 670-6009

Gabriel A. Blumberg, Nevada Bar No. 12332

Email: gblumberg@dickinson-wright.com

3883 Howard Hughes Parkway, Suite 800

Las Vegas, NV 89169

Tel: (702) 550-4400

Fax: (844) 670-6009

DATED this 1st day of December, 2023.

LEWIS ROCA ROTHGERBER
CHRISTIE LLP

/s/ Abraham G. Smith

DANIEL F. POLENSBERG

Nevada Bar No. 2376

DPolsenberg@LewisRoca.com

Abraham G. Smith

Nevada Bar No. 13250

ASmith@LewisRoca.com

Lauren D. Wigginton

Nevada Bar No. 15835

LWigginton@LewisRoca.com

3993 Howard Hughes Parkway, Ste 600

Las Vegas, NV 89169-5996

Tel: (702) 949-8200

Fax: (702) 49-8398

ORDER

IT IS SO ORDERED:



UNITED STATES DISTRICT JUDGE

DATED: December 12, 2023.